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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

WALTER DE SCHUTTER, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

- v. -

TELADOC HEALTH, INC., JASON GOREVIC,
and MALA MURTHY,

Defendants.

Case No. 1:22-cv-4525

**JOINT STIPULATION AND
ORDER**

WHEREAS, on June 6, 2022, a putative class action complaint was filed in *Schneider v. Teladoc Health, et al.*, Case No. 1:22-cv-04687, in the United States District Court for the Southern District of New York asserting claims against Defendants Teladoc Health, Inc., Jason Gorevic and Mala Murthy (collectively, “Defendants”) pursuant to Sections 10(b) and 20(a) of the Securities Exchange Act of 1934, 15 U.S.C. § 78a et seq. (the “Schneider Action”); and

WHEREAS, on August 2, 2022, Walter De Schutter, the Plaintiff in the above-captioned action (the “De Schutter Action”) filed a putative class action complaint in the United States District Court for the Eastern District of New York against Defendants Teladoc Health, Inc., Jason Gorevic and Mala Murthy pursuant to Sections 10(b) and 20(a) of the Securities Exchange Act of 1934, 15 U.S.C. § 78a et seq.; and

WHEREAS, the De Schutter Action asserts substantially the same claims as the Schneider Action, on behalf of the same putative class, against the same Defendants; and

WHEREAS, these Actions are governed by the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4 et seq. (the “PSLRA”), which, among other things,

provides that when a subsequent class action is filed that asserts “substantially the same claim or claims” as the first-filed action, the Court must determine whether consolidation is appropriate before appointing Lead Plaintiffs and Lead Counsel. *See* 15 U.S.C. § 78u-4(a)(3)(B)(ii); and

WHEREAS, motions for appointment of lead plaintiffs and lead counsel were filed in both Actions on August 5, 2022, sixty days after notice of the Schneider Action was published, and are currently pending; and

WHEREAS, in the interest of conserving the time and resources of the Court and the parties, the Plaintiff has agreed to voluntarily transfer the De Schutter Action to the United States District Court for the Southern District of New York for consolidation with the Schneider Action for all purposes, including pre-trial proceedings and trial;

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and Defendants, as follows:

1. The De Schutter Action should be transferred to United States District Court for the Southern District of New York for consolidation with the Schneider Action.
2. Subject to any Court Orders issued by the Southern District Court, the parties agree that the De Schutter Action and Schneider Action will be consolidated for all purposes, including pre-trial proceedings and trial.

Dated: August 22, 2022

Respectfully submitted,

PAUL, WEISS, RIFKIND, WHARTON &
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Attorneys for Plaintiff Walter De Schutter

SO ORDERED.

Dated: August 23, 2022
/s/(ARR)

Allyne R. Ross
Honorable Allyne R. Ross
United States District Judge